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7           UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
8           AT TACOMA

9 BYRON KEITH CHANT,

10           Plaintiff,

11           v.

12 CLARK COUNTY JAIL,

13           Defendant.

CASE NO. C12-5868 RBL-JRC

ORDER ADOPTING A REPORT  
AND RECOMMENDATION

14           The Court having reviewed the Report and Recommendation of the Hon. J. Richard  
15           Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,  
16           and the remaining record, does hereby find and Order:

- 17           (1)     The Court adopts the Report and Recommendation;
- 18           (2)     This action is dismissed with prejudice for failure to state a claim and  
19                 failure to comply with a Court order to file an amended complaint. The  
               dismissal counts as a strike pursuant to 28 U.S.C. §1915 (e).
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1                             (3) In forma pauperis status is revoked for purpose of appeal.

2                             DATED this 12<sup>th</sup> day of February, 2013.

3                             Ronald B. Leighton

4                             RONALD B. LEIGHTON  
5                             UNITED STATES DISTRICT JUDGE